

Oct 21, 2020

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA ex
rel. SALINA SAVAGE, qui tam as
Relator; and SAVAGE LOGISTICS
LLC, qui tam as Relator,

Plaintiffs,

v.

CH2M HILL PLATEAU
REMEDICATION COMPANY;
PHOENIX ENTERPRISES
NORTHWEST LLC (PENW);
PHOENIX-ABC A JOINT VENTURE;
ACQUISITION BUSINESS
CONSULTANTS; JONETTA
EVERANO; JESSICA MORALES;
DOES I-IX; INDIAN EYES LLC; and
ROXIE SCHESCKE,

Defendants.

No. 4:14-cv-05002-SMJ

**ORDER GRANTING
STIPULATED MOTION TO
DISMISS DEFENDANTS INDIAN
EYES, LLC AND ROXIE
SCHESCKE UNDER FED. R. CIV.
P. 41(a)(2)**

On October 16, 2020, Plaintiffs Salina Savage and Savage Logistics, LLC and Defendants Indian Eyes, LLC and Roxie Schescke filed a Stipulated Motion to Dismiss, ECF No. 355. Under 31 U.S.C. § 3730(b)(1), the United States' consent is required before dismissal of the action. The United States consents to the dismissal

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1 of Indian Eyes, LLC and Roxie Schescke from the action as long as dismissal is
2 without prejudice to the United States. ECF No. 356.

3 Consistent with their agreement and Federal Rule of Civil Procedure 41(a),

4 **IT IS HEREBY ORDERED:**

5 1. Plaintiffs Salina Savage and Savage Logistics, LLC and Defendants
6 Indian Eyes, LLC and Roxie Schescke's Stipulated Motion to
7 Dismiss, **ECF No. 355**, is **GRANTED**.

8 2. All claims brought against Indian Eyes, LLC and Roxie Schescke in
9 the above-captioned are hereby **DISMISSED WITH PREJUDICE**
10 as to Relator/Plaintiffs and **DISMISSED WITHOUT PREJUDICE**
11 as to the United States, without an award of costs or fees to any party.

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3. The Clerk's Office is directed to **AMEND the caption as follows:**

UNITED STATES OF AMERICA ex rel. SALINA SAVAGE, qui
tam as Relator; and SAVAGE LOGISTICS LLC, qui tam as
Relator,

Plaintiffs,


V.

CH2M HILL PLATEAU REMEDIATION COMPANY; PHOENIX ENTERPRISES NORTHWEST LLC (PENW); PHOENIX-ABC A JOINT VENTURE; ACQUISITION BUSINESS CONSULTANTS; JONETTA EVERANO; JESSICA MORALES; and DOES I–IX,

Defendants.

IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to all counsel.

DATED this 21st day of October 2020.


SALVADOR MENDOZA, JR.
United States District Judge